

FORM PTO 1390 (REV 11-98)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER OCIRS-072	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <div style="font-size: 1.5em; font-weight: bold;">09/869176</div>	
INTERNATIONAL APPLICATION NO. PCT/US99/31312		INTERNATIONAL FILING DATES 30 December 1999		PRIORITY DATE CLAIMED 31 December 1998	
TITLE OF INVENTION VIRUS-RESISTANT TRANSGENIC PLANTS EXPRESSING L3					
APPLICANT(S) FOR DO/EO/US Nilgun E. TUMER et al.					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to promptly begin national examination procedures (35 U.S.C. 371 (f)). 4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (PCT Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input checked="" type="checkbox"/> A declaration of the inventors Tumer & Hudak and a Declaration of the inventor, Dinman (35 U.S.C. 371 (c)(4)). (2 separate declarations) 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 					
Items 11. to 16. below concern document(s) or information included:					
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. w/PTO-1449, <u>5</u> references 12. <input checked="" type="checkbox"/> Assignment documents (2) for recording. A separate cover sheet in compliance with 37 CFR 3.28 & 3.31 is included for each assignment. 13. <input type="checkbox"/> A FIRST preliminary amendment. <li style="padding-left: 20px;"><input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 14. <input type="checkbox"/> A substitute specification. 15. <input type="checkbox"/> A change of power of attorney and/or address letter. 16. <input checked="" type="checkbox"/> Other items or information: 					
Copy of International Application as published Copy of International Preliminary Examination Report					

EXPRESS MAIL LABEL NO. EL807550300US
DATE: June 26, 2001

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

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INTERNATIONAL APPLICATION NO.

PCT/US99/31312

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17. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,000.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00
- ☒ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

100.00

Surcharge of \$130.00 for furnishing the oath or declaration later than

☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	35 - 20 =	15	x \$18.00	270.00
Independent claims	4 - 3 =	1	x \$80.00	80.00
MULTIPLE DEPENDENT CLAIM(s) (if applicable)			+ \$270.00	

TOTAL OF ABOVE CALCULATIONS =

450.00

☒ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

-225.00

SUBTOTAL =

225.00

Processing fee of \$130.00 for furnishing the English translation later than

☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). +

TOTAL NATIONAL FEE =

225.00

Fee for recording the enclosed assignment (37 CFR 1.21 (h)). Assignment

must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31) +
(\$40.00 per property).

TOTAL FEES ENCLOSED =

225.00

**Amount to be:
Refunded**

Charged

- a. ☐ A check in the amount of _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 12-1095 in the amount of \$ 225.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to my Deposit Account No. 12-1095. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

**Lerner, David, Littenberg,
Krumholz & Mentlik, LLP**
600 South Avenue West
Westfield, NJ 07090
Telephone 908 654-5000
Facsimile 908 654-7866

Shawn P. Foley
Signature

SHAWN P. FOLEY

Name

33,071

Registration Number